



**UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**

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APPLICATION NO. 357,823,024	FILING DATE 06/26/95	FIRST NAMED INVENTOR HARVEY J	ATTORNEY DOCKET NO. 5834.276
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HUNTON AND WILLIAMS
1900 K STREET N W
WASHINGTON DC 20006

LM61/0921

EXAMINER

ART UNIT 2799	PAPER NUMBER 15
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DATE MAILED: 09/21/00

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

Interview Summary

Application No.

08/466,894

Applicant(s)

Harvey et al.

Examiner

David E. Harvey

Group Art Unit

2714



All participants (applicant, applicant's representative, PTO personnel):

(1) David E. Harvey

(3) _____

(2) Mr. Donald J. Lecher

(4) _____

Date of Interview Aug 21, 2000Type: ☒ Telephonic ☐ Personal (copy is given to applicant applicant's representative).Exhibit shown or demonstration conducted: ☐ Yes ☒ No. If yes, brief description:Agreement ☒ was reached. ☐ was not reached.Claim(s) discussed: N/A

Identification of prior art discussed:

N/A

Description of the general nature of what was agreed to if an agreement was reached, or any other comments:

The examiner notified applicant's representative that the finality of the last Office action had been withdrawn [see the attachment for details].

(A fuller description, if necessary, and a copy of the amendments, if available, which the examiner agreed would render the claims allowable must be attached. Also, where no copy of the amendments which would render the claims allowable is available, a summary thereof must be attached.)

1. ☒ It is not necessary for applicant to provide a separate record of the substance of the interview.

Unless the paragraph above has been checked to indicate to the contrary, A FORMAL WRITTEN RESPONSE TO THE LAST OFFICE ACTION IS NOT WAIVED AND MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a response to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW.

2. ☐ Since the Examiner's interview summary above (including any attachments) reflects a complete response to each of the objections, rejections and requirements that may be present in the last Office action, and since the claims are now allowable, this completed form is considered to fulfill the response requirements of the last Office action. Applicant is not relieved from providing a separate record of the interview unless box 1 above is also checked.

ANDREW I. FAILE
SUPERVISORY PATENT EXAMINER
GROUP 2700

Examiner Note: You must sign and stamp this form unless it is an attachment to a signed Office action.

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1. Years ago, the current examiner [David E. Harvey] sat in on a *preliminary* interview which was held between applicants and the Office in an effort to try to determine the most efficient way to proceed with the prosecution of applicants' 320+ applications. During this interview, the current examiner expressed the difficulty that many examiners were experiencing in their attempts to understand the meaning/scope of the claims pending in said 320+ applications. In view of these difficulties, those representing the Office asked applicants to submit a communication for each application which would identify at least one concrete example of the alleged support in applicant's written description for each of the pending claims. Applicants stated that they would consider providing such a showing, however, applicants indicated that they were under no obligation to do so in view that they considered it to be the duty of the examiner to read and understand the disclosure in order to determine the metes and bound of the pending claims.

Now, in an "*After Final*" response filed years after this preliminary interview, applicants appear to have submitted a communication which attempts to provide concrete examples of support for each of the pending claims in the present application. While there appears to be no reason why applicants were unable to provide this showing earlier in the prosecution, and while the proposed amendments to the claims filed with this submission clearly raise new issues which require further search and considerations, the examiner has nonetheless elected to withdraw the finality of the last Office action in order to fully digest and fully respond to applicants' very grand submission [1000+ pages]. In any event, the examiner greatly appreciates the effort made by applicants to provide this submission and honestly believes that it will be most helpful in

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expediting prosecution by, if nothing else, at least framing the differences between the positions taken by applicants and those held by the examiner.

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to David E. Harvey whose telephone number is (703) 305-4365.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 305-3900.

DEH 8/21/2000 DH